

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, JANUARY 12, 2004**

The first meeting of the Ninth City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:04 p.m. on Monday, January 12, 2004, with Councillor Borst presiding. Prior to the meeting, Judge Ted Sosin of the Marion County Circuit Court administered the oath of office to all Councillors.

Councillor Talley led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

Councillor Borst instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

29 PRESENT: Abdullah, Borst, Bowes, Boyd, Bradford, Brown, Cain, Cockrum, Conley, Day, Franklin, Gibson, Gray, Keller, Langsford, Mahern, Mansfield, McWhirter, Moriarty, Adams, Nytes, Oliver, Pfisterer, Plowman, Randolph, Salisbury, Sanders, Schneider, Speedy, Talley

A quorum of twenty-nine members being present, Councillor Borst called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Borst welcomed Mayor Bart Peterson. Mayor Peterson introduced his Deputy Mayors and Department Directors, whose confirmations are being introduced this evening for Council approval in the coming weeks. He stated that the new year promises to be a rewarding adventure. Councillor Borst recognized President-emeritus Dr. Beurt SerVaas. Councillor Gibson recognized Congresswoman Julia Carson. Councillor Abdullah introduced his wife Helen and recognized friend and fellow Muslim Ishmael Abdul Abib. Councillor Sanders recognized former Councillor Elwood Black, State Representative Bill Crawford, and daughter Michelle Baxter. Councillor Nytes stated that each Council member has a complimentary copy of the book "Endurance: Shackleton's Incredible Voyage" in front of them this evening. She introduced Laura Johnson, acting director of the Indianapolis Public Library, and Jane Henegar, Deputy

Mayor for Policy. Ms. Johnson said that this book was chosen as this year's "One Book, One City" reading selection. She and Ms. Henegar encouraged Council members to read this great story of leadership and participate in group discussions and reaching out to others in the community through this program. Councillor Langsford recognized wife Becky, daughter Angie, and future son-in-law Chris. Councillor Conley recognized wife Judy and her friend Regina, and introduced Center Township Trustee Carl Drummer. Councillor Gray said that he would like to publicly recognize and thank former Councillor Elwood Black and friend and mentor Mac Brown for being instrumental in his development and encouraging him to do great things. Councillor Bradford thanked the Indianapolis Chamber of Commerce and Sue Swayze, vice president of public policy, for hosting such a nice reception for Councillors this evening. Councillor Pfisterer recognized friend Doug Meacham and all firefighters in attendance, especially her husband, Clyde Pfisterer. Councillor Talley recognized Center Township Constable Tony Duncan. Councillor Gibson recognized State Senator Billie Breaux. Councillor Oliver introduced Paul and Charles Bateman, Jackie Crosby, the "Friday Group," and Dr. Mary Brown. Councillor Cockrum recognized constituents Charlie Spears, Mr. and Mrs. Earl Brown, and wife Mary. Councillor Boyd introduced Democrat Party Chairman Ed Treacy. Councillor Brown recognized Pike Township Trustee Lula Patton and all Warren Township residents.

ORGANIZATION OF NINTH CITY-COUNTY COUNCIL

Ratification of Rules and Meeting Dates

Councillor Borst stated that the schedule of Council meetings, as approved in Council Resolution No. 90, 2003, along with the Rules of the Council need to be ratified by this new Council body. Councillor Moriarty Adams moved, seconded by Councillor Gray, to ratify the Rules of the Council and the schedule of Council meeting dates. The Rules and meeting dates were ratified by a unanimous voice vote.

Election of Officers

Councillor Borst opened the floor for nominations for President of the Council. Councillor Gray nominated Councillor Boyd for President. Councillor Moriarty Adams seconded the nomination. Councillor Bradford nominated Councillor Talley for President. Councillor Schneider seconded the motion. Councillor Talley said that he respectfully declines the nomination. Councillor Borst asked for a ruling on the nomination. Robert Elrod, acting as General Counsel, ruled that the nomination stands and can be voted on. Councillor Gray moved, seconded by Councillor Moriarty Adams, to close nominations. Councillor Borst stated that a "yea" vote will signify a vote for Councillor Boyd as President of the Council, and a "nay" vote will signify a vote for Councillor Talley. Councillor Boyd was elected as Council President by the following roll call vote; viz:

18 FOR BOYD: Abdullah, Bowes, Boyd, Brown, Conley, Franklin, Gibson, Gray, Langsford, Mahern, Mansfield, Moriarty Adams, Nytes, Oliver, Pfisterer, Salisbury, Sanders, Talley
11 FOR TALLEY: Borst, Bradford, Cain, Cockrum, Day, Keller, McWhirter, Plowman, Randolph, Schneider, Speedy

Councillor Boyd stated that it has been a long time getting to this point due to redistricting and election result appeals. He said that it is very important that this body work in cooperation with each other and he believes cooperation can occur while still paying allegiance to political backgrounds. He added that he has been very encouraged by the cooperation shown by those on

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the former majority during the transition period and he looks forward to a great year ahead for this new body and appreciates the vote of confidence by being elected as the body's President.

Councillor Borst passed the gavel to President Boyd.

President Boyd opened the floor for nominations for Vice-President of the Council. Councillor Talley nominated Councillor Sanders for Vice-President. Councillor Gray seconded the nomination. Councillor Bradford nominated Councillor Borst for Vice-President. Councillor Schneider seconded the motion. Councillor Gray moved, seconded by Councillor Moriarty Adams, to close nominations. President Boyd stated that a "yea" vote will signify a vote for Councillor Sanders as Vice-President of the Council, and a "nay" vote will signify a vote for Councillor Borst. Councillor Sanders was elected as Council Vice-President by the following roll call vote; viz:

15 FOR SANDERS: Abdullah, Bowes, Boyd, Brown, Conley, Franklin, Gibson, Gray, Mahern, Mansfield, Moriarty Adams, Nytes, Oliver, Sanders, Talley

14 FOR BORST: Borst, Bradford, Cain, Cockrum, Day, Keller, Langsford, McWhirter, Pfisterer, Plowman, Randolph, Salisbury, Schneider, Speedy

Vice-President Sanders thanked the Council body for their confidence in her to perform the duties of Vice-President. She added that she has appreciated Councillor Borst's leadership and the support and guidance she has received from retired and returning members of this body. She encouraged Council members to remember the people who voted to put them in these positions and make decisions that best serve the citizens.

President Boyd stated that the election for the Clerk of the Council will not take place this evening. He stated that he has received a letter from Suellen Hart, Clerk of the Council, who has informed him that she will be resigning her position as of February 27, 2004. He said that there is no candidate to offer as her replacement at this time, and therefore, Ms. Hart will continue to serve as Clerk until her successor is appointed. He read from the Rules of the Council which confirm that she can continue to serve at the pleasure of this body until her replacement is confirmed. He thanked Ms. Hart for her dedicated service over the years and all she has done to serve the Council and the City of Indianapolis.

Certification of Caucus Leaders

President Boyd stated that he has received certifications that Councillor Gray has been selected as leader of the Democrat Caucus and Councillor Borst has been selected as leader of the Republican Caucus.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE
COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND
MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council

Journal of the City-County Council

Chambers, on Monday, January 12, 2004, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Philip C. Borst, D.V.M.
President, City-County Council

December 19, 2003

TO PRESIDENT BORST AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have approved with my signature and delivered this day to the Clerk of the City-County Council, Suellen Hart, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 166, 2003 - approves an increase of \$39,967 in the 2003 Budgets of the County Auditor and Cooperative Extension Agency (County Grants Fund) for funding the salary for one year for a Commercial Horticulture Program Assistant, funded by a county grant (Indiana Professional Lawn and Landscape Association)

FISCAL ORDINANCE NO. 167, 2003 - approves an increase of \$220,000 in the 2003 Budget of the Department of Public Works, Operations Division (Transportation General Fund) to restore 2003 budgeted dollars expended for overtime as a result of emergency response to floods in July and September and to purchase a sandbag filling machine, financed by fund balances

FISCAL ORDINANCE NO. 168, 2003 - approves an increase of \$179,000 in the 2003 Budget of the Marion County Justice Agency (State and Federal Grants Fund) to appropriate funds to facilitate a strategic planning committee for public safety, funded by a state grant (Indiana Criminal Justice Institute) (The local match of \$75,509 is funded by the existing appropriations in the 2003 budgets of the Marion County Justice Agency and Marion Superior Court.)

FISCAL ORDINANCE NO. 170, 2003 - approves an increase of \$749,927 in the 2003 Budgets of Community Corrections and the County Auditor (Home Detention User Fee Fund) to fund personnel, home detention equipment, and supplies for the second six months of fiscal year 2003-2004, financed by fund balances

FISCAL ORDINANCE NO. 171, 2003 - approves an increase of \$21,550 in the 2003 budget of Community Corrections (Home Detention User Fee Fund) to provide additional funds for supplies due to growth in programming, financed by fund balances

FISCAL ORDINANCE NO. 172, 2003 - approves temporary tax anticipation borrowing for the City for the Consolidated City Police Force Account, the Police Pension Fund, the Consolidated City Fire Force Account, the Firemen's Pension Fund and the Park General Fund during the period from January 1, 2004 through December 31, 2004

FISCAL ORDINANCE NO. 173, 2003 - approves temporary tax anticipation borrowing for the County for the County General Fund and the County Family and Children's Fund during the period from January 1, 2004 through December 31, 2004

FISCAL ORDINANCE NO. 174, 2003 - approves an increase of \$47,500 in the 2003 Budget of the Department of Parks and Recreation (Park General Fund) to pay for overtime costs incurred cleaning up after unexpected floods and windstorms this year, financed by fund balances

FISCAL ORDINANCE NO. 175, 2003 - approves a transfer of \$7,529 in the 2003 Budgets of the County Auditor and the Cooperative Extension Service (County Grants Fund) to provide for a salary shortfall and an increase in fringe benefit allowance

FISCAL ORDINANCE NO. 176, 2003 - approves a transfer of \$18,000 in the 2003 Budget of the Marion County Justice Agency (State and Federal Grants Fund) to correct an error in the original grant award (Project Safe Neighborhoods grant)

FISCAL ORDINANCE NO. 177, 2003 - approves a transfer of \$18,900 in the 2003 Budget of the Marion County Justice Agency (State and Federal Grant Fund) to correct an error in the original grant award (Evaluation of the Marion County's Cite and Release and Emergency Jail Release Policies Grant)

GENERAL ORDINANCE NO. 112, 2003 – authorizes a change in parking restrictions for Meridian Street between South Street and Jackson Place

GENERAL ORDINANCE NO. 113, 2003 - authorizes the County to pay the employee's contribution to the pension plan for merit officers of the Marion County Sheriff's Department during the period of military leave

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GENERAL ORDINANCE NO. 114, 2003 - transfers the powers and duties of the Enhanced Access Board to the Information Technology Board and abolishes the Enhanced Access Board

GENERAL ORDINANCE NO. 115, 2003 - authorizes intersection controls for Lawrence Lake Subdivision, Sections 1 and 2 (District 5)

GENERAL ORDINANCE NO. 116, 2003 - authorizes a multi-way stop at Tidewater Court and Tidewater Drive (District 5)

GENERAL ORDINANCE NO. 117, 2003 - authorizes a multi-way stop at Aristocrat Lane and Pepperidge Drive (Districts 5, 14)

GENERAL ORDINANCE NO. 118, 2003 - authorizes a multi-way stop at 66th Street and Cornell Avenue (District 2)

GENERAL ORDINANCE NO. 119, 2003 - authorizes a multi-way stop at Country Club Boulevard and Kayla Drive (District 18)

GENERAL ORDINANCE NO. 120, 2003 - authorizes parking restrictions on Bazil Avenue from McGaughey Road to Dead End (District 23)

GENERAL ORDINANCE NO. 121, 2003 - authorizes intersection controls for Hancock Street and Ida Street (District 17)

GENERAL ORDINANCE NO. 122, 2003 - authorizes a multi-way stop at the intersection of Forsythia Drive and Orchid Lane (District 13)

GENERAL ORDINANCE NO. 123, 2003 - authorizes a change in parking restrictions on Ft. Wayne Avenue between New Jersey Street and 10th Street (Districts 16, 22)

GENERAL ORDINANCE NO. 124, 2003 - authorizes a change in parking restrictions on Maryland Street between Missouri Street and Illinois Street (District 16)

GENERAL ORDINANCE NO. 125, 2003 - authorizes parking restrictions on Illinois Street between Merrill Street and South Street (District 16)

GENERAL ORDINANCE NO. 126, 2003 - authorizes parking restrictions on Illinois Street between Washington Street and Ohio Street (District 16)

GENERAL ORDINANCE NO. 127, 2003 - authorizes parking restrictions on Dequincy Street between 23rd Street and Dead End north of 23rd Street (District 10)

GENERAL ORDINANCE NO. 128, 2003 - authorizes parking restrictions on Delaware Street from Fall Creek Parkway S. Drive to Fall Creek Parkway N. Drive (District 22)

GENERAL ORDINANCE NO. 129, 2003 - authorizes parking restrictions on 14th Street between College Avenue and Dead End east of College Avenue (District 22)

GENERAL ORDINANCE NO. 130, 2003 - authorizes a change in one-way traffic and two-way traffic on Limestone Street between New York Street and Michigan Street (District 16)

SPECIAL RESOLUTION NO. 84, 2003 - recognizes the Indiana National Guard for their work in defending freedom

SPECIAL RESOLUTION NO. 85, 2003 - recognizes the Class 4A Roncalli High School for winning its second consecutive State Football Championship victory

SPECIAL RESOLUTION NO. 86, 2003 - recognizes the Class 5A Warren Central Warriors for their State Football Championship victory

SPECIAL RESOLUTION NO. 87, 2003 - recognizes We're Helping Youth, Inc., an Indianapolis higher education opportunity program

SPECIAL RESOLUTION NO. 88, 2003 - recognizes Indiana High School Principal of the Year Harvey Warrner of Beech Grove High School

SPECIAL RESOLUTION NO. 89, 2003 - recognizes Shepherd Community, Inc.

SPECIAL RESOLUTION NO. 90, 2003 - recognizes the public service of John Bainbridge

SPECIAL RESOLUTION NO. 91, 2003 - recognizes the public service of Elwood Black

SPECIAL RESOLUTION NO. 92, 2003 - recognizes the public service of Maggie Brents

SPECIAL RESOLUTION NO. 93, 2003 - recognizes the public service of Beulah Coughenour

SPECIAL RESOLUTION NO. 94, 2003 - recognizes the public service of William Douglas

SPECIAL RESOLUTION NO. 95, 2003 - recognizes the public service of William Dowden

SPECIAL RESOLUTION NO. 96, 2003 - recognizes the public service of Sean Frick

SPECIAL RESOLUTION NO. 97, 2003 - recognizes the public service of Harvey Knox

SPECIAL RESOLUTION NO. 98, 2003 - recognizes the public service of Robert Massie

SPECIAL RESOLUTION NO. 99, 2003 - recognizes the public service of Frank Short

SPECIAL RESOLUTION NO. 100, 2003 - recognizes the public service of David Smith

SPECIAL RESOLUTION NO. 101, 2003 - recognizes the public service of Bill Soards

SPECIAL RESOLUTION NO. 102, 2003 - recognizes the public service of Jody Tilford

SPECIAL RESOLUTION NO. 103, 2003 - determines the need to lease office space at 148 East Market Street for use by the Department of Public Safety's citizens police complaint office and weights and measures division

SPECIAL RESOLUTION NO. 104, 2003 - allows the City to pick up additional employee contributions to PERF through a payroll deduction, and to treat such amounts as pre-tax "pick-up" contributions

POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 4, 2003 - approves a transfer of \$78,000 in the 2003 Budget of the Department of Public Safety, Police Division (Police General Fund) to pay for additional supplies needed to support the Arrestee Processing Center operations

FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 10, 2003 - approves a transfer of \$331,000 and an increase of \$383,000 in the 2003 Budget of the Department of Public Safety, Fire Division (Fire General Fund) to cover the unbudgeted portion of the sworn firefighter contractual pay increase as well as overtime expenses, financed by a transfer and fund balances

Respectfully,
s/Bart Peterson, Mayor

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journal of December 8, 2003. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 22, 2004. The proposal, sponsored by Councillor Bradford, recognizes the public service of Cooperative Extension Service Director, Maryann Dickason. Councillor Bradford read the proposal and presented copies of the document and a Council pin to Ms. Dickason. Former Councillor Black and Councillors Conley and Gray thanked Ms. Dickason for her hard work over the years and stated that she will be missed. Ms. Dickason thanked the Council for the recognition and gave much credit to her talented staff and board, as well as the cooperation of County agencies. She encouraged new Council members to get to know their extension service and their many varied programs for the citizens of Marion County. Councillor Bradford moved, seconded by Councillor Conley, for adoption. Proposal No. 22, 2004 was adopted by a unanimous voice vote.

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Proposal No. 22, 2004 was retitled SPECIAL RESOLUTION NO. 1, 2004, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 1, 2003

A SPECIAL RESOLUTION recognizing the public service of Cooperative Extension Service Director, Maryann Dickason.

WHEREAS, Maryann Dickason has worked for the Purdue Cooperative Extension Service for 33 years, and retires with 23 years experience as the Cooperative Extension Director of the largest county in Indiana; and

WHEREAS, in her early years, her subject matter specialty was textiles and clothing, then family resources management, and she spent a quarter century in leadership development in Morgan County; and

WHEREAS, Maryann came to Marion County eight years ago to facilitate a workforce development project, and became Marion County Cooperative Extension Director two years later, having been an active and vital part of the community she leaves as her legacy an outstanding Cooperative Extension office facility and a most effective and engaged Extension Board; and

WHEREAS, professionally, Mrs. Dickason has served on the Board and on many committees of the Indiana Extension Educators Association, and is certified to conduct Myers-Briggs Type Indicator personality assessment workshops; now, therefore:

**BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. The Indianapolis City-County Council recognizes the third of a century public service work of Maryann Dickason, most recently as Director of the Marion County Cooperative Extension Service.

SECTION 2. The Council wishes Maryann and her husband Harold the very best in retirement, and is pleased that they will remain active in the life of this city.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 1, 2004. Introduced by Councillors Borst and Boyd. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$1,223,009 in the 2004 budget of the Marion County Sheriff's Department (County General Fund) to pay merit pay raises and fringes (The City-County Council reserved \$1,223,009 of General Fund balance for this appropriation)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 2, 2004. Introduced by Councillor McWhirter. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$4,051 in the 2004 Budget of the Marion County Prosecutor (State and Federal Grants Fund) to purchase computer equipment and supplies for the Domestic Violence Prosecutor at the Julian Center, funded by a grant from the U.S. Department of Justice"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 3, 2004. Introduced by Councillor McWhirter. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$2,228 in the 2004 Budget of the County Prosecutor (State and Federal Grants Fund) to purchase signage for community court and printing for conflict resolution insert for community court brochure

(previous grant from Office of Justice Program, Bureau of Justice Assistance)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 4, 2004. Introduced by Councillor McWhirter. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$4,000 in the 2004 Budget of Marion County Prosecutor (State and Federal Grants Fund) to purchase eight traffic radar units for the Marion County Traffic Safety Partnership (funded by a grant from the Indiana Criminal Justice Institute for outstanding efforts in Operation Pull Over)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 5, 2004. Introduced by Councillors Boyd and Talley. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$8,300,000 in the Non-Lapsing Funds Budget of the Department of Metropolitan Development, Community Development Division (Non-Lapsing Federal Grants Fund) to assist in the relocation of citizens currently living in the Parkwoods apartment complex in order to redevelop the area, financed by a federal grant"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 6, 2004. Introduced by Councillors Boyd and Talley. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$1,107,182 in the 2004 Budget of the Department of Metropolitan Development (Federal Grants and Redevelopment General Funds) to fund the construction activities for the Indiana University Emerging Technologies Center and a parking lot at 11th Street and Senate Avenue, financed by a federal grant and fund balance"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 7, 2004. Introduced by Councillors Boyd and Talley. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$3,980,000 in the 2004 Budget of the Department of Metropolitan Development, Community Development Division (Federal Grants Fund), to provide Home Investment Partnerships (HOME) funding to local grant applicants in need of assistance, financed by a federal grant"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 8, 2004. Introduced by Councillors Boyd and Talley. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$465,700 in the 2004 Budget of the Department of Metropolitan Development, Community Development Division (Federal Grants Fund) to acquire additional real property for the Fall Creek Place project, financed by revenues from the sale of properties originally purchased with federal grants"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 9, 2004. Introduced by Councillors Boyd and Talley. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$1,264,800 in the 2004 Budget of the Department of Metropolitan Development, Community Development Division (Federal Grants Fund) to reduce lead base paint hazards in low income neighborhoods, financed by a federal grant"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 10, 2004. Introduced by Councillors Boyd and Talley. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$1,600,000 in the 2004 Budget of the Department of Metropolitan Development (Non-Lapsing Federal Grants Fund) to provide rent subsidies to individuals who were formerly homeless, financed by a

federal grant from the U.S. Department of Housing and Urban Development (HUD) "; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 11, 2004. Introduced by Councillors Boyd and Talley. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$100,000 in the 2004 Budget of the Department of Metropolitan Development (Federal Grants Fund) to pay off-duty law enforcement officers to secure the Parkwoods apartment complex while Community Development staff assist with relocation of the current tenants, financed by a transfer of funds"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 12, 2004. Introduced by Councillors Boyd and Cockrum. The Clerk read the proposal entitled: "A Proposal for a General Resolution which approves a bond issuance not to exceed Fifty Million Dollars (\$50,000,000) to fund Department of Waterworks capital projects"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 13, 2004. Introduced by Councillor Boyd. The Clerk read the proposal entitled: "A Proposal for a General Resolution which approves the City's deferred compensation plan for its sworn firefighters"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 14, 2004. Introduced by Councillor Boyd. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which approves the Mayor's appointment of Michael B. O'Connor as the Chief Deputy Mayor"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 15, 2004. Introduced by Councillor Boyd. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which approves the Mayor's appointment of Jane Henegar as the Deputy Mayor for Policy"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 16, 2004. Introduced by Councillor Boyd. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which approves the Mayor's appointment of Carolyn M. Coleman as the Deputy Mayor for Neighborhoods"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 17, 2004. Introduced by Councillor Boyd. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which approves the Mayor's appointment of Brenda L. Burke as the Director of the Department of Administration"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 18, 2004. Introduced by Councillors Boyd and Talley. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which approves the Mayor's appointment of Maury Plambeck as the Director of the Department of Metropolitan Development"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 19, 2004. Introduced by Councillor Boyd. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which approves the Mayor's appointment of Joseph L.B. Wynns as the Director of the Department of Parks and Recreation"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 20, 2004. Introduced by Councillor Boyd. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which approves the Mayor's appointment of Robert B. Turner as the Director of the Department of Public Safety"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 21, 2004. Introduced by Councillor Boyd. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which approves the Mayor's appointment of James A. Garrard as the Director of the Department of Public Works"; and the President referred it to the Public Works Committee.

President Boyd stated that the Committee on Committees, which is made up of the President, Majority Leader, and Minority Leader of the Council, could not meet until these elections took place and were confirmed at this meeting. He said that a Committee on Committees meeting is scheduled for tomorrow afternoon, at which time Chairmen and Committee members will be assigned. He said that he has appreciated the Council's patience during this transitional period, and Committee dates will be forthcoming after tomorrow's meeting.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NOS. 23-26, 2004, PROPOSAL NOS. 27-28, 2004, and PROPOSAL NO. 29, 2004. Introduced by Councillor Langsford. Proposal Nos. 23-26, 2004, Proposal Nos. 27-28, 2004, and Proposal No. 29, 2004 are proposals for Rezoning Ordinances certified by the Metropolitan Development Commission on December 5, 2003. The President called for any motions for public hearings on any of those zoning maps changes. There being no motions for public hearings, the proposed ordinances, pursuant to IC 36-7-4-608, took effect as if adopted by the City-County Council, were retitled for identification as REZONING ORDINANCE NOS. 1-7, 2004, the original copies of which ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

REZONING ORDINANCE NO. 1, 2004.

2003-ZON-133

1102 EAST STOP 11 ROAD, (approximate address), INDIANAPOLIS

PERRY TOWNSHIP, COUNCILMANIC DISTRICT #20

HEARING CONSERVATION ASSOCIATES, by Mary E. Solada, request a rezoning of 2.61 acres, being in the C-1 District to the C-S classification to provide for C-1 uses, and certain C-3, C-4 and C-5 uses, including restaurants, furniture stores, automobile leasing and detailing, motorcycle sales and service and a caterer.

REZONING ORDINANCE NO. 2, 2004.

2003-ZON-135

1795 NORTH SHADELAND AVENUE (approximate address), INDIANAPOLIS

WARREN TOWNSHIP, COUNCILMANIC DISTRICT #12

VIJAY K. GUPTA requests a rezoning of 0.23 acre, being in the D-4 District, to the C-3C classification to provide for an administrative office for a home health agency.

REZONING ORDINANCE NO. 3, 2004.

2003-ZON-136

715 EAST MICHIGAN STREET (approximate address); INDIANAPOLIS

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #22

DTA, LLC requests a rezoning from I-3-U District to a D-8 District to allow for residential use.

REZONING ORDINANCE NO. 4, 2004.

2003-ZON-137

8003 US 31 SOUTH (approximate address), INDIANAPOLIS

PERRY TOWNSHIP, COUNCILMANIC DISTRICT #20

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BECK TOYOTA, by Thomas Michael Quinn, requests a rezoning of 1.14 acres, being in the C-4 District, to the C-5 classification to provide for an automobile sales lot.

REZONING ORDINANCE NO. 5, 2004.

2003-ZON-082

5529-5739 AND 5809 WEST HANNA AVENUE and 4025-4120 SOUTH WALDEMERE AVENUE and 4024, 4031, 4036 and 4045, 4055, 4105, 4115, and 4133 HEINEY ROAD (approximate addresses), INDIANAPOLIS
DECATUR TOWNSHIP, COUNCILMANIC DISTRICT #19
AIRPORT CENTRE REALTY, L.P., by Brian J. Tuohy, requests a rezoning of 18.581 acres, being in the D-A and "A" District, to the C-S classification to provide for an industrial park, with uses consistent with the I-1, I-2, I-3, and I-4 districts, except I-4 Special Exceptions, on lots "A" and "C", and uses consistent with the I-1 and C-3 districts, on Lot "B".

REZONING ORDINANCE NO. 6, 2004.

2003-ZON-138

1209 and 1223 WEST 20TH STREET (approximate address), INDIANAPOLIS
CENTER TOWNSHIP, COUNCILMANIC DISTRICT #16
BOARD OF SCHOOL COMMISSIONERS, CITY OF INDIANAPOLIS, by David Kingen, requests a rezoning of 0.10 acre, being in D-5 (W-1) District, to the SU-2 (W-1) classification to provide for educational uses.

REZONING ORDINANCE NO. 7, 2004.

2003-ZON-825

5120 SHELBYVILLE ROAD (approximate address), INDIANAPOLIS,
FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT #23
DR. TIM THUNNEL, by David A. Retherford, requests a rezoning of 0.75 acre, being in the D-A District to the C-4 classification to provide for a veterinary clinic.

Councillor Bradford stated that he received some notices for public hearing on zoning matters that were in the former District 7, and are not in his new District 3. He asked if these notices meet the legal requirements, since the new District Councillor may not have been notified. Maury Plambeck, director of the Department of Metropolitan Development, said that any petitions filed before January 1, 2004, would have been created with notices for the former districts, and only a few cases were affected. He said that the system was set to change all districts as of January 1, 2004, and any new notices should be correct. He said that staff has worked with Corporation Counsel and he has been assured that they have met all legal requirements to date.

ANNOUNCEMENTS AND ADJOURNMENT

President Boyd said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Borst stated that he had been asked to offer the following motion for adjournment by:

- (1) Councillor Talley in memory of Mary McSwine and Lizzie Bell Bledsoe; and
- (2) Councillors Langsford, Talley, Abdualah, Bowes, Boyd, Brown, Conley, Franklin, Gibson, Gray, Mahern, Mansfield, Moriarty Adams, Nytes, Oliver, and Sanders in memory of Grace Marturano Short; and
- (3) Councillor Mansfield in memory of Libby Fogle.

Councillor Borst moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Mary McSwine, Lizzie Bell Bledsoe, Grace Marturano Short, and Libby Fogle. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this

body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 7:57 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 12th day of January, 2004.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

President

ATTEST:

Clerk of the Council

(SEAL)